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Report of the International Criminal Court

Information relevant to the implementation of article 3 of the Relationship Agreement between the United Nations and the International Criminal Court

Report of the Secretary-General

Summary

The present report is submitted pursuant to paragraph 12 of General Assembly resolution 71/253, by which the Assembly requested the Secretary-General to continue to include information relevant to the implementation of article 3 of the Relationship Agreement between the United Nations and the International Criminal Court in a report to be submitted to the Assembly at its seventy-second session.

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1. Article 3 of the Relationship Agreement between the United Nations and the International Criminal Court provides as follows: "The United Nations and the Court agree that, with a view to facilitating the effective discharge of their respective responsibilities, they shall cooperate closely, whenever appropriate, with each other and consult each other on matters of mutual interest pursuant to the provisions of the present Agreement and in conformity with the respective provisions of the Charter and the Statute."

2. During the period from 1 July 2016 to 30 June 2017, the United Nations cooperated extensively with the Court pursuant to the provisions of the Agreement. In October 2016, the Organization marked the twelfth anniversary of the entry into force of the Agreement. It continued to work closely with the Court in order to further strengthen its relationship and to ensure the effective implementation of the Agreement.

3. In the field of institutional relations, addressed in chapter II of the Agreement, the United Nations provided to the Court a range of services and facilities, including reimbursable loans; support on local salary survey work; payroll costs for staff assigned to work exclusively on matters pertaining to the Court; access to the United Nations System Electronic Information Acquisition Consortium; field security services; audio and visual services; broadcast and conference support services; communications, fuel and other miscellaneous services; rent and utilities services; travel and transportation services for Court personnel; logistics and delivery services; provision of laissez-passer and certificates; mailing services; and High-level Committee on Management, language proficiency examination and Human Resources Network services. The services were all provided on a reimbursable basis in accordance with the Agreement and General Assembly resolution 58/318.

4. In the field of cooperation and judicial assistance, addressed in chapter III of the Agreement, the Organization provided extensive assistance to the Court in the period under review, especially in the form of access to the Organization's records and archives and the making available of a number of United Nations personnel for interview by the prosecution in connection with certain situations before the Court and with certain situations under preliminary examination by the Prosecutor. Requests for testimony by several United Nations personnel received during the reporting period were also accommodated.

5. In addition to cooperation extended by the United Nations to the Court pursuant to the provisions of the Agreement, the United Nations makes every effort to refrain from any actions that would frustrate the activities of the Court and its various organs, including the Prosecutor, or undermine the authority of their decisions. Further to the issuance by the Secretary-General of guidance on contacts between United Nations personnel and persons who are the subject of arrest warrants or summonses issued by the Court (see A/67/828-S/2013/210), United Nations officials continued to implement the policy on essential contacts. In accordance with practice, the Legal Counsel informs the Prosecutor and the President of the Assembly of States Parties to the Rome Statute of any meetings with persons who are the subject of arrest warrants issued by the Court that are considered necessary for the performance of essential activities mandated by the United Nations.